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February 21, 2008

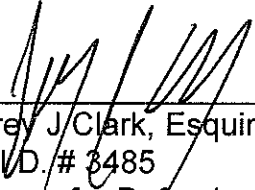
U.S. District Court for the District of Delaware  
844 North King , Room 4209  
Wilmington, DE 19801

**RE: Case Number: 08-56/ Third Party Summons**

Dear Sir or Madam:

Enclosed please find a Third Party Summons for the above-referenced matter, which was e-filed this morning. Please issue this Summons, and return via U.S. Mail, to Schmittinger and Rodriguez at the above-noted address. Thank you for your attention to this matter.

Respectfully Submitted,

  
\_\_\_\_\_  
Jeffrey J. Clark, Esquire  
Bar ID. # 3485

Attorney for Defendant/Third-Party Plaintiffs Daniel Feeley and Lauren Diehl

## UNITED STATES DISTRICT COURT

District of Delaware

PLAINTIFF  
Westfield Insurance Company,

**THIRD PARTY SUMMONS IN A  
CIVIL ACTION**

V. DEFENDANT AND THIRD PARTY PLAINTIFF  
Chip Slaughter Auto Wholesale, Inc.;  
Paul Slaughter; Lee F. Slaughter, Jr.;  
Daniel Feeley, by his Guardian Ad Litem  
Kelly Blair, Lauren Diehl; and  
Colin Sandler;

Case Number: 08-56

V. THIRD PARTY DEFENDANT  
Pfister Insurance, Inc.

To: Name and address of Third Party Defendant  
Pfister Insurance, Inc.  
Melville F. Warren, Jr.  
625 S. DuPont Highway, Ste. 101  
Dover, DE 19903

**YOU ARE HEREBY SUMMONED** and required to serve on

PLAINTIFF'S ATTORNEY (name and address)  
James Yoder, Esquire  
White & Williams, LLP  
824 N. Market Street, Ste 902  
P.O. Box 709  
Wilmington, DE 19899-0709

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY  
(name and address) Benjamin A. Schwartz, Esq.  
Schwartz & Schwartz  
1140 S. State Street, P.O. Box 541  
Dover, DE 19903  
Jeffrey J. Clark, Esq.  
Nicholas H. Rodriguez, Esq.  
Schmittinger & Rodriguez, P.A.  
414 S. State Street, P.O. Box 497  
Dover, DE 19903

an answer to the third-party complaint which is served on you with this summons, within \_\_\_\_\_ days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

(By) DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE
NAME OF SERVER	TITLE

*Check one box below to indicate appropriate method of service*

- ☐ Served personally upon the third-party defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_ Date \_\_\_\_\_ Signature of Server \_\_\_\_\_

\_\_\_\_\_  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.